

WAIVER OF INDICTMENT

1. [DEFENSE ATTORNEY], I UNDERSTAND THAT THIS CASE IS ON FOR WAIVER OF INDICTMENT AND ENTRY OF GUILTY PLEA, IS THAT CORRECT?

[GOVERNMENT'S ATTORNEY], HAVE ANY VICTIMS BEEN NOTIFIED?

(IF YES: ARE ANY OF THEM HERE TO BE HEARD?)

- 1.A. SIR, WHAT IS YOUR NAME?
2. DO YOU AUTHORIZE YOUR LAWYER, [DEFENSE ATTORNEY], TO SPEAK FOR YOU?
3. YOUR LAWYER HAS TOLD ME THAT YOU WANT TO GIVE UP YOUR RIGHT TO INDICTMENT BY A GRAND JURY. BEFORE I CAN LET YOU DO THAT, I HAVE TO BE SATISFIED THAT YOU ARE COMPETENT TO GIVE UP THAT RIGHT, THAT YOU ARE DOING SO VOLUNTARILY AND INTELLIGENTLY AND THAT YOU UNDERSTAND THE OTHER RIGHTS THAT YOU ARE GIVING UP ALONG WITH IT. SO, I NEED TO ASK QUESTIONS OF YOU AND YOUR LAWYER. WE WILL FOLLOW THESE RULES:
 - (A) IF AT ANY TIME YOU DON'T UNDERSTAND ANY QUESTION I ASK YOU, DON'T TRY TO ANSWER IT. TELL ME YOU DON'T UNDERSTAND AND I WILL REPHRASE IT.
 - (B) IF AT ANY TIME YOU WANT TO TALK TO YOUR LAWYER, DON'T TRY TO ANSWER MY QUESTION – TELL ME YOU WANT TO TALK TO YOUR LAWYER AND I'LL PERMIT YOU TO DO SO. DO YOU UNDERSTAND?
4. HOW OLD ARE YOU?

5. HOW FAR DID YOU GO IN SCHOOL?
6. ARE YOU NOW, OR HAVE YOU RECENTLY BEEN, UNDER THE CARE OF ANY PHYSICIAN? PSYCHIATRIST?
7. ARE YOU CURRENTLY TAKING ANY MEDICATIONS?
WHAT IS THE DRUG? QUANTITY?
HOW RECENTLY TAKEN? PURPOSE & EFFECTS?
8. HAVE YOU FAILED TO TAKE ANY MEDICINE A DOCTOR HAS PRESCRIBED FOR YOU?
- 8.A. HAVE YOU USED ANY DRUG OR ALCOHOL IN THE LAST 24 HOURS?
9. DO YOU FEEL YOU UNDERSTAND WHAT IS HAPPENING IN THESE PROCEEDINGS?
10. HAS YOUR LAWYER EXPLAINED TO YOU THE CONSEQUENCES THAT MAY FLOW FROM THESE PROCEEDINGS?
11. [DEFENSE ATTORNEY], HAS ANYTHING COME TO YOUR ATTENTION THAT CASTS ANY DOUBT ON THE DEFENDANT'S COMPETENCE?

HAVING OBSERVED THE DEFENDANT IN MAKING HIS ANSWERS AND HIS DEMEANOR AND MANNER AND ATTITUDE, AND HAVING OBSERVED THE DEFENDANT DOES NOT APPEAR TO BE UNDER THE INFLUENCE OF MEDICINE, DRUGS OR OTHER SUBSTANCE THAT MAY AFFECT HIS JUDGMENT IN THE MATTER, I FIND THE DEFENDANT IS COMPETENT TO WAIVE INDICTMENT IN THIS MATTER.

12. HAVE YOU BEEN PROVIDED WITH A COPY OF THE PROPOSED INFORMATION?
13. DO YOU UNDERSTAND THE CHARGE MADE AGAINST YOU?

14. HAVE YOU CONSULTED WITH YOUR LAWYER ABOUT THIS CHARGE AND HAS HE EXPLAINED IT TO YOU?
15. [DEFENSE ATTORNEY], ARE YOU SATISFIED THAT THIS DEFENDANT UNDERSTANDS THE NATURE AND SIGNIFICANCE OF THE CHARGE MADE AGAINST HIM IN THE PROPOSED INFORMATION?
16. [DEFENSE ATTORNEY], DO YOU APPROVE OF THIS DEFENDANT'S WAIVER OF INDICTMENT IN THIS MATTER?
17. THE INFORMATION CHARGES:

[READ THE CHARGES]
18. DO YOU UNDERSTAND THAT THE CHARGE MADE AGAINST YOU IS A FELONY OFFENSE?
19. YOU HAVE A CONSTITUTIONAL RIGHT TO REQUIRE THAT THIS MATTER PROCEED ONLY UPON AN INDICTMENT OF A GRAND JURY OF THIS DISTRICT. YOU CAN WAIVE, OR GIVE UP, THAT RIGHT. IF YOU DO GIVE UP THAT RIGHT, THIS MATTER WILL PROCEED AGAINST YOU WITHOUT ANY CONSIDERATION OF THE MATTER BY A GRAND JURY. IT WILL PROCEED SOLELY ON THE GOVERNMENT'S INFORMATION. DO YOU UNDERSTAND?
20. IF YOU DO NOT GIVE UP THAT RIGHT, THE MATTER WILL NOT PROCEED AGAINST YOU UNLESS A GRAND JURY OF THIS DISTRICT FINDS, BY RETURNING AN INDICTMENT, THAT THERE IS PROBABLE CAUSE TO BELIEVE THAT THE OFFENSES CHARGED WERE COMMITTED BY YOU. A GRAND JURY IS COMPRISED OF AT LEAST 16, BUT NOT MORE THAN 23, PEOPLE SELECTED AT RANDOM FROM THE VOTERS OF THIS DISTRICT. AT LEAST 12 GRAND JURORS MUST FIND PROBABLE CAUSE TO BELIEVE THAT THE OFFENSES CHARGED IN THE PROPOSED INFORMATION WERE COMMITTED BY

YOU BEFORE YOU CAN BE INDICTED AND A GRAND JURY MIGHT NOT INDICT YOU FOR THOSE OFFENSES. DO YOU UNDERSTAND?

21. HAVE YOU DISCUSSED YOUR WAIVER OF INDICTMENT WITH YOUR LAWYER AND RECEIVED HIS ADVICE?
22. HAS ANYONE MADE ANY THREATS OR PROMISES TO YOU TO GET YOU TO WAIVE YOUR RIGHT TO INDICTMENT BY A GRAND JURY?
23. [DEFENSE ATTORNEY], ARE YOU AWARE OF ANY REASON WHY I SHOULD NOT PERMIT THIS DEFENDANT TO WAIVE INDICTMENT?
24. THE DEFENDANT WILL SIGN THE PRESCRIBED WAIVER OF INDICTMENT BY THE GRAND JURY.

I FIND THAT THIS DEFENDANT HAS KNOWINGLY AND VOLUNTARILY WAIVED HIS RIGHT TO INDICTMENT BY A GRAND JURY OF THIS DISTRICT. THE DEFENDANT'S WAIVER OF INDICTMENT IS HEREBY ACCEPTED.

THE INFORMATION AGAINST THIS DEFENDANT WILL BE FILED AT THIS TIME.

TAKING OF GUILTY PLEA

(ANY VICTIMS WHO WISH TO BE HEARD ARE INVITED TO SPEAK BEFORE TAKING THE GUILTY PLEA)

25. [DEFENSE ATTORNEY], DO I UNDERSTAND CORRECTLY THAT THIS DEFENDANT IS NOW READY FOR ARRAIGNMENT ON THE INFORMATION?
26. DO I UNDERSTAND CORRECTLY THAT HE INTENDS, ON ARRAIGNMENT, TO TENDER A PLEA OF “GUILTY” TO THE CHARGED OFFENSE?
- 26.A. [DEFENDANT], YOUR LAWYER HAS TOLD ME THAT YOU INTEND TO PLEAD GUILTY TO THE CHARGES CONTAINED IN THIS INFORMATION. BUT BEFORE I CAN ACCEPT YOUR GUILTY PLEA, I MUST BE SATISFIED THAT YOU ARE PLEADING GUILTY VOLUNTARILY AND INTELLIGENTLY AND, THAT THERE IS A FACTUAL BASIS FOR YOUR GUILTY PLEA. SO, I WILL BE ASKING ADDITIONAL QUESTIONS OF YOU AND YOUR LAWYER, DO YOU UNDERSTAND?
27. YOU INDICATED THAT YOU HAVE RECEIVED A COPY OF THE INFORMATION PENDING AGAINST YOU – THAT IS, THE WRITTEN CHARGE MADE AGAINST YOU IN THIS CASE. HAVE YOU HAD AN ADEQUATE OPPORTUNITY TO DISCUSS THE CHARGE, AND THE CASE IN GENERAL, WITH YOUR ATTORNEY?
28. **THE CLERK MAY INQUIRE.**
[Clerk obtains tender of a guilty plea]
29. [DEFENDANT], HAVE YOU PLEADED GUILTY TO THE CHARGE CONTAINED IN THIS INFORMATION BECAUSE YOU ARE ACTUALLY GUILTY?

30. [DEFENSE ATTORNEY], ARE YOU SATISFIED THAT [DEFENDANT] HAS PLEADED GUILTY BECAUSE HE IS ACTUALLY GUILTY?
31. [DEFENDANT], HAS YOUR LAWYER EXPLAINED TO YOU:
- (A) THE ELEMENTS AND NATURE OF THE OFFENSE CHARGED?
- (B) THE PENALTIES THAT CAN BE IMPOSED?
32. [DEFENSE ATTORNEY], ARE YOU SATISFIED THAT [DEFENDANT] UNDERSTANDS THE CHARGE CONTAINED IN THE INFORMATION AND THE PENALTIES THAT CAN BE IMPOSED?
33. BY PLEADING GUILTY TO THIS CRIME
1. IF YOU ARE NOT A UNITED STATES CITIZEN YOU MAY BE REMOVED FROM THE UNITED STATES, DENIED CITIZENSHIP, AND DENIED ADMISSION TO THE UNITED STATES IN THE FUTURE.
 2. YOU ARE SUBJECT TO A TERM OF IMPRISONMENT OF NOT MORE THAN ____ YEARS.
 3. YOU ARE ALSO SUBJECT TO A TOTAL FINE OF UP TO \$_____.
 4. FOLLOWING ANY TERM OF IMPRISONMENT, YOU ARE SUBJECT TO SUPERVISED RELEASE OF NOT LESS THAN ____ YEARS AND NOT MORE THAN _____. IF YOU VIOLATE THE TERMS OF THAT SUPERVISED RELEASE YOU COULD RECEIVE AN ADDITIONAL PRISON TERM OF UP TO ____ YEARS.
 5. IF YOU ARE REQUIRED TO REGISTER UNDER THE SEX OFFENDER REGISTRATION AND NOTIFICATION ACT AND IF YOU COMMIT CERTAIN OFFENSES FOR WHICH A TERM LONGER THAN ONE YEAR CAN BE IMPOSED, YOU ARE SUBJECT TO THE REVOCATION OF YOUR SUPERVISED

RELEASE AND THE IMPOSITION OF A TERM OF
IMPRISONMENT OF NOT LESS THAN 5 YEARS.

6. YOU MUST ALSO PAY A MANDATORY ASSESSMENT OF \$_____.

YOU MAY ALSO BE REQUIRED BY COURT ORDER TO MAKE FULL
RESTITUTION TO ANY VICTIM OF THE OFFENSE.

34. DO YOU UNDERSTAND THAT YOU HAVE THE RIGHT TO CONTINUE
TO PLEAD NOT GUILTY?
35. YOU HAVE THE RIGHT TO A TRIAL BY JURY, THE RIGHT TO THE
ASSISTANCE OF YOUR LAWYER AT SUCH TRIAL AND, IF YOU
CANNOT AFFORD A LAWYER, YOU HAVE THE RIGHT TO HAVE A
LAWYER APPOINTED FOR YOU AT GOVERNMENT EXPENSE. DO YOU
UNDERSTAND?
36. AT TRIAL, YOU WOULD BE PRESUMED INNOCENT AND THE
GOVERNMENT WOULD HAVE THE BURDEN OF PROVING YOU
GUILTY BEYOND A REASONABLE DOUBT AND YOU WOULD NOT
HAVE THE BURDEN OF PROVING THAT YOU ARE NOT GUILTY. DO
YOU UNDERSTAND?
37. AT TRIAL THE GOVERNMENT'S WITNESSES WOULD HAVE TO COME
INTO OPEN COURT AND TESTIFY IN FRONT OF YOU AND YOUR
LAWYER. YOUR LAWYER WOULD HAVE THE OPPORTUNITY TO
CROSS-EXAMINE ANY GOVERNMENT WITNESSES, OBJECT TO
EVIDENCE THE GOVERNMENT OFFERED, AND OFFER EVIDENCE IN
YOUR BEHALF. YOUR COUNSEL WOULD ALSO HAVE THE RIGHT TO
COMPEL THE ATTENDANCE OF WITNESSES AT TRIAL WHO MAY BE
HELPFUL TO YOUR CASE. DO YOU UNDERSTAND?
38. YOU WOULD HAVE THE RIGHT TO TESTIFY AT TRIAL IF YOU
WANTED TO, BUT YOU WOULD ALSO HAVE THE RIGHT NOT TO

TESTIFY AND YOU COULD NOT BE REQUIRED TO TESTIFY AT TRIAL. IF YOU CHOSE NOT TO TESTIFY, I WOULD INSTRUCT THE JURY THAT THEY COULD DRAW NO INFERENCE OR SUGGESTION OF GUILT FROM THE FACT THAT YOU DID NOT TESTIFY. DO YOU UNDERSTAND?

39. IF I ACCEPT YOUR GUILTY PLEA, YOU WILL HAVE GIVEN UP YOUR RIGHT TO A TRIAL AND THE OTHER RIGHTS I HAVE JUST DESCRIBED TO YOU AND THERE WILL BE NO TRIAL OF ANY KIND ON THIS INFORMATION. DO YOU UNDERSTAND?

40. IF I PROCEED TO ENTER A JUDGMENT OF GUILTY AND SENTENCE YOU ON THE BASIS OF YOUR GUILTY PLEA AND IF ALL THAT HAPPENS, EXCEPT FOR VERY LIMITED CIRCUMSTANCES, YOU WILL HAVE NO RIGHT OF APPEAL FROM YOUR CONVICTION. DO YOU UNDERSTAND?

41. AS PART OF YOUR PLEADING GUILTY I MUST FIND THAT THERE IS A FACTUAL BASIS FOR YOUR GUILTY PLEA. TO ASSURE MYSELF THAT THERE IS SUCH A FACTUAL BASIS, I WILL BE ASKING YOU QUESTIONS ABOUT THE CONDUCT THAT GAVE RISE TO THESE CHARGES, AND YOU MUST ANSWER MY QUESTIONS TRUTHFULLY. DO YOU UNDERSTAND?

42. IN LIGHT OF ALL THAT I HAVE JUST EXPLAINED TO YOU, DO YOU STILL CHOOSE TO PLEAD GUILTY TO THE CHARGES CONTAINED IN THE INFORMATION?

43. [GOVERNMENT'S ATTORNEY] , I HAVE BEFORE ME A PROSECUTION VERSION SIGNED BY YOU DATED _____. DOES THIS CONTAIN THE EVIDENCE THE GOVERNMENT WOULD PRESENT WERE THE CASE TO GO TO TRIAL.

44. [DEFENSE ATTORNEY], HAVE YOU HAD AN OPPORTUNITY TO REVIEW THE PROSECUTION VERSION? ARE YOU SATISFIED THAT THE GOVERNMENT CAN IN FACT PRODUCE THE EVIDENCE CONTAINED IN THE PROSECUTION VERSION?

ARE YOU SATISFIED THAT THE ADMISSIBLE PART OF THAT EVIDENCE WOULD PERMIT A PROPERLY INSTRUCTED JURY TO DETERMINE BEYOND A REASONABLE DOUBT THAT THE DEFENDANT IS GUILTY OF THE CRIME TO WHICH HE IS PLEADING GUILTY?

45. [DEFENDANT], HAVE YOU HAD AN OPPORTUNITY TO GO OVER THE PROSECUTION VERSION CONTAINING THE EVIDENCE THE GOVERNMENT WOULD PRODUCE IF THIS MATTER SHOULD PROCEED TO TRIAL?

46. IS THERE ANY RESPECT IN WHICH YOU DISAGREE WITH WHAT IS CONTAINED IN THE PROSECUTION VERSION?

47. IS THE INFORMATION TRUE TO YOUR OWN PERSONAL KNOWLEDGE?

[If not satisfied with the status of the factual basis of the plea, inquire of the defendant as to the essential details of the crimes to which a plea is entered.]

I FIND A FACTUAL BASIS FOR THE GUILTY PLEA TO THE CRIME CHARGED IN THE INFORMATION.

48. HAS ANYONE THREATENED YOU OR HAS ANYONE ATTEMPTED TO FORCE YOU TO GET YOU IN ANY WAY TO PLEAD GUILTY?

49. [GOVERNMENT'S ATTORNEY], HAS YOUR OFFICE EXTENDED ANY FORMAL PLEA OFFERS TO THE DEFENSE AND IF SO PLEASE LIST THE DATE OF EACH OFFER.

(If no formal plea offer was ever offered there is no need to ask anything further of any party)

[DEFENSE ATTORNEY], HAVE YOU COMMUNICATED THE OFFER [EACH OF THE OFFERS] JUST REFERRED TO BY THE PROSECUTOR TO YOUR CLIENT.

[DEFENDANT], DO YOU AGREE THAT YOUR ATTORNEY HAS EXPLAINED TO YOU THE OFFER [EACH OF THE OFFERS] JUST REFERRED TO BY THE PROSECUTOR?

50. IN EXAMINING THE WRITTEN PLEA AGREEMENT AND THE PLEA AGREEMENT SUPPLEMENT SIGNED AND DATED _____ BY [GOVERNMENT ATTORNEY]:

- (A) IS THAT YOUR SIGNATURE ON PAGE ____?
- (B) DID YOU SIGN VOLUNTARILY?
- (C) DID YOU READ THIS AGREEMENT BEFORE YOU SIGNED IT?
- (D) DID YOU UNDERSTAND EVERYTHING IN IT BEFORE YOU SIGNED IT?
- (E) IN SIGNING IT, DID YOU INTEND TO AGREE TO ALL ITS TERMS AND CONDITIONS?

ARE YOU AWARE THAT YOU NORMALLY WOULD HAVE A RIGHT TO APPEAL TO A HIGHER COURT ANY SENTENCE I IMPOSE, BUT THAT BY THIS AGREEMENT YOU ARE LIMITING THAT RIGHT

I WANT YOU TO UNDERSTAND THAT I CAN IMPOSE A WIDE RANGE OF POSSIBLE SENTENCES AND IF YOU DID NOT WAIVE THIS RIGHT TO APPEAL YOU WOULD HAVE THE RIGHT TO HAVE ANOTHER COURT REVIEW MY DECISION ON SENTENCE. BECAUSE YOU ARE WAIVING THAT RIGHT OF APPEAL, EXCEPT FOR THE MOST LIMITED CIRCUMSTANCES, I WILL MAKE THE FINAL DECISION REGARDING SENTENCE. DO YOU UNDERSTAND?

I MUST REMIND YOU THAT DESPITE YOUR AGREEMENT WITH THE GOVERNMENT, I, AS THE JUDGE, HAVE THE AUTHORITY TO LESSEN OR INCREASE YOUR SENTENCE. IN THE EVENT THAT I IMPOSE A SENTENCE DIFFERENT FROM THE ONE RECOMMENDED IN YOUR PLEA AGREEMENT, AND EXCEPT IN VERY NARROW AND RARE INSTANCES, YOU ARE AGREEING NOT TO APPEAL A SENTENCE OF LESS THAN 72 MONTHS. DO YOU UNDERSTAND?

[DEFENSE ATTORNEY], ARE YOU CONFIDENT THAT YOUR CLIENT FULLY UNDERSTANDS THE RIGHT TO APPEAL THAT HE IS WAIVING AND IS WAIVING THIS RIGHT KNOWINGLY AND VOLUNTARILY?

51. **[If an 11(e)(1)(B) agreement]** DO YOU UNDERSTAND THAT SO FAR AS SENTENCING IS CONCERNED, THIS PLEA AGREEMENT PERMITS YOU, YOUR LAWYER AND THE PROSECUTOR TO MAKE RECOMMENDATIONS REGARDING SENTENCING, BUT THAT THE AUTHORITY TO DETERMINE THE APPROPRIATE SENTENCE IN THIS CASE RESTS WITH ME AS THE JUDGE IN THIS COURT, AND IF I DO NOT ACCEPT THOSE RECOMMENDATIONS, YOU WILL HAVE NO RIGHT TO WITHDRAW YOUR GUILTY PLEA?

[If an 11(e)(1)(A) or (C) agreement, detail the specific agreement re: dismissal of counts (A) or sentence limitations (C) and inform the defendant that if the judge does not ultimately accept those provisions, he/she will have the opportunity to withdraw the plea.]

52. THE SENTENCING COMMISSION'S ADVISORY GUIDELINES WILL BE CONSIDERED BY ME IN DETERMINING YOUR SENTENCE. I HAVE AN OBLIGATION TO CALCULATE THE APPLICABLE SENTENCING-GUIDELINE RANGE AND TO CONSIDER THAT RANGE, POSSIBLE

DEPARTURES UNDER THE GUIDELINES, AS WELL AS OTHER FACTORS UNDER 18 U.S.C. § 3553(a). HAVE YOU AND YOUR LAWYER TALKED ABOUT HOW THESE ISSUES MAY AFFECT YOUR SENTENCE?

53. I CAN'T DETERMINE THE GUIDELINE SENTENCE UNTIL AFTER I HAVE READ A PRESENTENCE REPORT THE PROBATION OFFICE WILL PREPARE, AND UNTIL I HAVE GIVEN YOUR LAWYER AND THE PROSECUTOR AN OPPORTUNITY TO CHALLENGE THE FACTS THE PROBATION OFFICE REPORTS.

AFTER I DETERMINE WHAT GUIDELINES APPLY TO A CASE, I STILL HAVE THE AUTHORITY IN SOME CIRCUMSTANCES TO IMPOSE A SENTENCE THAT IS MORE SEVERE OR LESS SEVERE THAN THE SENTENCE CALLED FOR BY THE APPLICABLE GUIDELINE. DO YOU UNDERSTAND?

AND YOU STILL WILL NOT BE PERMITTED TO WITHDRAW YOUR PLEA. DO YOU UNDERSTAND?

54. THE GOVERNMENT WILL HAVE THE RIGHT TO APPEAL ANY SENTENCE THAT I IMPOSE, BUT YOUR RIGHTS TO APPEAL THE SENTENCE I IMPOSE ARE LIMITED AS WE DISCUSSED EARLIER, DO YOU UNDERSTAND?

55. IF A TERM OF IMPRISONMENT IS IMPOSED, YOU WILL BE REQUIRED TO ACTUALLY SERVE IN A JAIL OR PRISON ALL OF THE IMPRISONMENT TERM, EXCEPT GOOD-TIME DEDUCTIONS AND YOU WILL NOT BE PERMITTED TO SERVE ANY PART OF IT ON PAROLE. DO YOU UNDERSTAND?

56. HAS ANYONE MADE ANY PROMISE TO YOU IN AN EFFORT TO GET YOU TO PLEAD GUILTY?

57. HAS ANYONE MADE ANY PROMISE TO YOU AS TO WHAT KIND OF SENTENCE I WILL IMPOSE?
58. HAS ANYONE MADE ANY PROMISE TO YOU AS TO WHAT THE PROSECUTOR'S RECOMMENDATION WILL BE?
59. I ASK YOU FINALLY, THEN, DO YOU STILL WISH TO PLEAD GUILTY TO THE CHARGE CONTAINED IN THE INFORMATION?
60. [DEFENSE ATTORNEY], DO YOU, AS [DEFENDANT]'S LAWYER, STILL RECOMMEND THAT I ACCEPT HIS GUILTY PLEA?
61. [DEFENDANT], SINCE YOU ACKNOWLEDGE THAT YOU ARE IN FACT GUILTY AS CHARGED IN THE INFORMATION, AND SINCE I FIND THERE IS A FACTUAL BASIS FOR THE PLEA, AND SINCE I FIND, BASED ON YOUR RESPONSES TO MY QUESTIONS AND MY DIRECT OBSERVATIONS, THAT YOU ARE COMPETENT TO ENTER A PLEA, AND SINCE I FIND THAT YOU KNOW OF YOUR RIGHT TO A TRIAL AND THE RIGHTS ASSOCIATED WITH THE RIGHT TO A TRIAL, AND SINCE I FURTHER FIND THAT YOU KNOW THE MAXIMUM POSSIBLE PUNISHMENT THAT MAY BE IMPOSED IF YOU ARE CONVICTED, AND SINCE I FIND THAT YOU HAVE NOT BEEN COERCED BUT THAT YOU HAVE VOLUNTARILY AND KNOWINGLY TENDERED A PLEA OF GUILTY TO THIS INFORMATION, I NOW ACCEPT YOUR GUILTY PLEA AS TENDERED AND ADJUDGE YOU GUILTY.
63. I HEREBY ORDER THE PREPARATION OF THE CUSTOMARY PRESENTENCE INVESTIGATION REPORT.
65. **RESOLVE DETENTION STATUS AND TAKE APPROPRIATE ACTION.**
66. THE COURT WILL BE IN RECESS.